now deceased or is a dissolved entity if a representative who currently has authority to enter into a contract for the producer signs the application for payment. Proof of authority to sign for the deceased producer or dissolved entity must be provided. If a producer is now a dissolved general partnership or joint venture, all members of the general partnership or joint venture at the time of dissolution or their duly authorized representatives must sign the application for payment.

(c) As a condition to receive benefits under this part, a producer must have been in compliance with the Highly Erodible Land Conservation and Wetland Conservation provisions of 7 CFR part 12, for the 2000 crop year and must not otherwise be barred from receiving benefits under 7 CFR part 12 or any other provision of law.

§ 1480.5 Time for filing application.

Applications for benefits under the 2000-Crop Disaster Program must be filed before the close of business on May 4, 2001, or such other date that may be announced by the Deputy Administrator, in the county FSA office serving the county where the producer's farm is located for administrative purposes.

§ 1480.6 Limitations on payments and other benefits.

(a) A producer may receive disaster benefits on 2000 crop and other crop losses as specified under this part.

(b) Payments will not be made under this part for grazing losses.

(c) The Deputy Administrator may divide and classify crops based on loss susceptibility, yield, and other factors.

(d) No person shall receive more than a total of $80,000 in disaster benefits under this part, unless otherwise specified.

(e) No person shall receive disaster benefits under this part in an amount that exceeds the value of the expected production for the relevant period as determined by CCC.

(f) A person who has a gross revenue in excess of $2.5 million for the preceding tax year shall not be eligible to receive disaster benefits under this part. Gross revenue includes the total income and total gross receipts of the person, before any reductions. Gross revenue shall not be adjusted, amended, discounted, netted or modified for any reason. No deductions for costs, expenses, or pass through funds will be deducted from any calculation of gross revenue. For purposes of making this determination, gross revenue means the total gross receipts received from farming, ranching and forestry operations if the person receives more than 50 percent of such person's gross income from farming or ranching; or the total gross receipts received from all sources if the person receives 50 percent or less of such person's gross receipts from farming, ranching and forestry.

§ 1480.7 Requirement to purchase crop insurance.

(a) Except as provided further in this section, any producer who elected not to purchase crop insurance on an insurable 2000 crop for which the producer receives crop loss assistance under this part must purchase crop insurance on that crop for the 2001 and 2002 crop years.

(b) If, at the time the producer applies for the 2000 CDP the sales closing date for 2001 insurable crops for which the producer sought benefits under the 2000 CDP has passed, the producer must purchase crop insurance for the 2002 crop, but is excused from purchasing insurance for those 2001 crops.

(c) If any producer fails to purchase crop insurance as required in paragraphs (a) or (b) of this section, the producer will be required to refund all 2000 CDP benefits received, or such lesser amount as determined appropriate to the circumstances by the Deputy Administrator.

§ 1480.8 Miscellaneous provisions.

(a) Disaster benefits under this part are not subject to administrative offset provided for in section 842 of the 2001 Act (Public Law 106–387, 114 Stat. 1549).

(b) A person shall be ineligible to receive disaster assistance under this part if it is determined by the State or county committee or an official of FSA that such person has:

(1) Adopted any scheme or other device that tends to defeat the purpose of a program operated under this part;